IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 8TH MARCH 2007 / 17TH PHALGUNA 1928

WP(C).No. 7905 of 2007(N)

PETITIONER:

T.O.V.PADMANABHAN NAMBIAR
FORESTER (RETD.) SREEPADAM, AROLI P.O.,
KANNOOR DISTRICT, PIN-670 566.

BY ADV. SRI.M.V.BOSE
SRI.VINOD MADHAVAN
SMT.NISHA BOSE

RESPONDENTS:

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1. THE STATE OF KERALA, REPRESENTED BY
THE CHIEF SECRETARY TO GOVERNMENT
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE WILD LIFE WARDEN,
WAYANAD, SULTHAN BATHERI, WAYANAD DISTRICT.

3. THE ACCOUNTANT GENERAL (A & E), KERALA,
THIRUVANANTHAPURAM.

BY SLP.GOVT.PLEADER SRI.C.M.SURESH BABU.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 08/03/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

A.K. Basheer, J.

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W.P(C) No. 7905 of 2007

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Dated this the 8th day of March, 2006.

J U D G M E N T

Petitioner is stated to be an Ex-service man who retired from service as Forest Guard in the year 1999. His grievance is that the period of military service rendered by him had not been reckoned for the purpose of grant of higher grades. Anyhow, I do not propose to deal with the various contentions raised by the petitioner in this writ petition, in view of the limited prayer made by the learned counsel at the Bar.

2. It is brought to my notice that a Division Bench of this Court in Ext.P8 judgment has upheld a similar contention raised by a similarly placed retired employee. Learned counsel submits that petitioner will be satisfied if an appropriate direction is issued to respondent No.1 to consider and pass orders on Ext.P9 representation submitted by the petitioner in the light of Ext.P8 judgment.

3. Learned Government Pleader submits that a decision will be taken in the mater without any delay.

4. In the above facts and circumstances this writ petition is disposed of with a direction to respondent No.1 to consider and pass orders on Ext.P9 strictly on its merit and in accordance with law as expeditiously as possible, at any rate within three months from the date of receipt of a copy of this judgment. While taking decision in the matter, respondent no.1 shall keep in view Ext.P8 judgment rendered

by the Division Bench. Needless to mention that the petitioner shall be afforded sufficient opportunity to be heard before a decision is taken on Ext.P9.

Petitioner shall produce a certified copy of the judgment along with a copy of the writ petition before respondent no.1 for compliance.

A.K. Basheer
Judge.

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